

Amendments to the Drawings:

Replacement sheets representing formal drawings of Figures 1-7B are being submitted herewith. No amendments to the drawings have been made by way of this paper. Applicants request consideration and approval of the formal drawings by the Examiner.

Enclosures: Replacement Figures 1-7B

REMARKS

Claims 1-10 are pending in this application. Of these pending claims, Claims 4 and 6-8 stand rejected; Claims 5 and 9 stand objected to; Claims 1-3 and 10 stand withdrawn. By way of this paper, Claims 4 and 9 have been amended; Claims 1-3, 5, and 10 have been canceled; and new Claims 11-17 have been added herein.

Applicants gratefully acknowledge the Examiner's indication of allowable subject matter.

The foregoing amendments and following remarks are believed to be fully responsive to the outstanding office action, and are believed to place the application in condition for allowance.

Specification

The paragraph of the specification beginning on page 1, line 4, has been amended to include publication numbers of the related applications described therein. Applicants request consideration and approval of this amendment to the specification by the Examiner.

Formal Drawings

Formal drawings are being submitted herewith as replacement sheets representing Figures 1-7B. No amendments to the drawings have been made by way of this paper. No new matter has been added. Applicants request consideration and approval of the formal drawings by the Examiner.

Nonstatutory Double Patenting Rejection

Claims 4 and 6-8 stand rejected as being unpatentable over claims 1 and 20 of U.S. Patent No. 6,471,327. In order to expedite the prosecution of the present application, Applicants are enclosing herewith a Terminal Disclaimer and the appropriate fee in order to overcome this rejection. As such, Applicants respectfully request withdrawal of this rejection.

Claim Rejections – 35 U.S.C. § 102

Claims 4 and 6-8 stand rejected under 35 U.S.C. §102(a) as being anticipated by the 6,471,327 ('327) reference.

Claim 4 has been amended to include the subject matter of Claim 5, indicated as allowable by the Examiner. Originally presented Claim 5 has been canceled. Claims 6-8 depend from Claim 4. Accordingly, reconsideration and withdrawal of the 35 U.S.C. §102 rejection of Claims 4 and 6-8 is respectfully requested.

Allowable Subject Matter

Claims 5 and 9 stand objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

By way of this paper, Claim 9 has been rewritten in independent form including all of the limitations of the base claim and any intervening claims. Accordingly, Applicants request allowance of Claim 9.

New Claims

New Claims 11-17 have been added by way of this paper. Claims 11-14, depending from Claim 9, include the subject matter of originally presented Claims 6-8.

Claims 14 and 17, depending from Claims 9 and 4, respectively, include the feature of the marking material including an organic material. Support for this feature can be found on at least page 20, lines 17, 18, and 20-23, of Applicants' invention.

Claims 15 and 16, depending from Claims 9 and 4, respectively, include the feature of the luminescence wavelength profile being a peak wavelength profile. Support for this feature can be found on at least page 21, lines 20 and 21, of Applicants' invention.

Applicants submit that Claims 11-17 are present in allowable form based on at least the reasons set forth above which state a basis for the allowance of Claims 4 and 9. Accordingly, Applicants request allowance of Claims 11-17.

Additional Claim Amendments

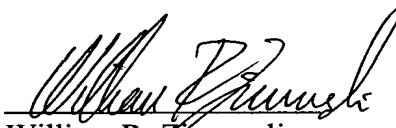
Claims 1-3, and 10, subject to an election of species requirement, have been canceled by way of this paper. Applicants reserve the right to prosecute the subject matter of these claims in a divisional application filed at a later date.

CONCLUSION

It is respectfully submitted that, in view of the above amendments and remarks, this application is now in condition for allowance, prompt notice of which is earnestly solicited.

The Examiner is invited to call the undersigned in the event that a phone interview will expedite prosecution of this application towards allowance.

Respectfully submitted,


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If the Examiner is unable to reach the Applicant(s) Attorney at the telephone number provided, the Examiner is requested to communicate with Eastman Kodak Company Patent Operations at (585) 477-4656.